

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Richard E. Vogel

For: CONFECTION CUP ASSEMBLY

Serial No.: 09/681,099

Examiner: Joseph C. Merek

Filed: January 1, 2001

Group Art Unit: 3727

Atty. Docket: 70254-328

Confirmation No.: 8152

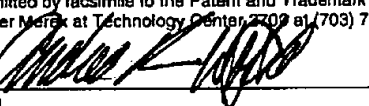
CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8(a))

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☐ deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to the Commissioner for Patents, Washington, DC 20231

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Signature



Date:

April 17, 2002

Andrea R. Wolters

(type or print name of person certifying)

Commissioner for Patents
Washington, D.C. 20231

Sir:

AMENDMENT AND RESPONSE TO OFFICE ACTION

Responsive to the Office Action mailed January 17, 2002, kindly amend the above-identified U.S. patent application as follows:

In the Claims:

Kindly cancel claims 33, 39, 40, 41, 44 and 47-51, without prejudice. Kindly amend claims 17, 34, 42-43, 45 and 46 as shown below. A marked-up version of the claims showing the amendments made is attached as Appendix A.

Sub F1
A

17. (Amended) The confection cup assembly according to claim 1, the friction enhancer is a longitudinal rib extending away from an interior surface of the sleeve.

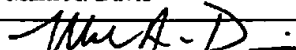
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FEE TRANSMITTAL for FY 2002				Complete if Known																																																																																																																																																																																							
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1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any over payments to: Deposit Account Number 50-2003 Deposit Account Name McGarry Bair LLP <input checked="" type="checkbox"/> Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17 <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27				<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Large Entity Fee Code</th> <th>Large Entity Fee (\$)</th> <th>Small Entity Fee Code</th> <th>Small Entity Fee (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr><td>105</td><td>130</td><td>205</td><td>65</td><td>Surcharge - late filing fee or oath</td><td></td></tr> <tr><td>127</td><td>50</td><td>227</td><td>25</td><td>Surcharge - late provisional filing fee or cover sheet</td><td></td></tr> <tr><td>139</td><td>130</td><td>139</td><td>130</td><td>Non-English specification</td><td></td></tr> <tr><td>147</td><td>2,520</td><td>147</td><td>2,520</td><td>For filing a request for <i>ex parte</i> reexamination</td><td></td></tr> <tr><td>112</td><td>920*</td><td>112</td><td>920*</td><td>Requesting publication of SIR prior to Examiner action</td><td></td></tr> <tr><td>113</td><td>1,840*</td><td>113</td><td>1,840*</td><td>Requesting publication of SIR after Examiner action</td><td></td></tr> <tr><td>115</td><td>110</td><td>215</td><td>55</td><td>Extension for reply within first month</td><td></td></tr> <tr><td>116</td><td>390</td><td>216</td><td>195</td><td>Extension for reply within second month</td><td></td></tr> <tr><td>117</td><td>890</td><td>217</td><td>445</td><td>Extension for reply within third month</td><td></td></tr> <tr><td>118</td><td>1,390</td><td>218</td><td>695</td><td>Extension for reply within fourth month</td><td></td></tr> <tr><td>128</td><td>1,890</td><td>228</td><td>945</td><td>Extension for reply within fifth month</td><td></td></tr> <tr><td>119</td><td>310</td><td>219</td><td>155</td><td>Notice of Appeal</td><td></td></tr> <tr><td>120</td><td>310</td><td>220</td><td>155</td><td>Filing a brief in support of an appeal</td><td></td></tr> <tr><td>121</td><td>270</td><td>221</td><td>135</td><td>Request for oral hearing</td><td></td></tr> <tr><td>138</td><td>1,510</td><td>138</td><td>1,510</td><td>Petition to institute a public use proceeding</td><td></td></tr> <tr><td>140</td><td>110</td><td>240</td><td>55</td><td>Petition to revive - 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Name (Print/Type)		Mark A. Davis		Registration No. (Attorney/Agent)		Reg. No. 37,118																																																																																																																																																																																					
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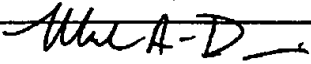
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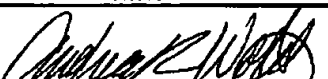
ENCLOSURES (check all that apply)		
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Remarks _____		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	McGARRY BAIR LLP Mark A. Davis, Reg. No. 37,118
Signature	
Date	April 17, 2002

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being transmitted to Examiner Joseph C. Merek at the United States Postal Service via facsimile sent to 703-746-4232 on this date: April 17, 2002

Typed or printed name	Andrea R. Wolters		
Signature		Date	April 17, 2002

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